

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
CHARLESTON DIVISION

BRENDA WHITTAKER, individually and  
on behalf of all others similarly situated,

Plaintiff,

vs.

AWESOME REI, LLC, a South Carolina  
limited liability company, and PATRICK  
RIDDLE, an individual,

Defendants.

Civil Action No. 2:22-cv-00672-RMG

**STIPULATION OF DISMISSAL**

The parties to this action hereby stipulate and agree as follows:

1. Plaintiff filed this alleged class action against Defendants.

2. Fed. R. Civ. P. 41(a)(1)(A)(ii) allows the parties to stipulate to the dismissal of an action at any time. Rule 23(e) does not limit the right to stipulate to dismissal of this action because it only applies to certified classes, and no class has been certified in this matter.

Likewise, the case does not involve any Receiver so as to implicate Rule 66.

Accordingly, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiff and Defendants agree that the action shall be dismissed in its entirety and with prejudice with respect to the individual claims alleged by Plaintiff against Defendants.

Plaintiff and Defendants further agree that each party is to bear his, her, or its own attorney's fees and costs.

Dated this 7<sup>th</sup> day of December, 2022.

[SIGNATURES ON FOLLOWING PAGE]

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